



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (October 2017)
(Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: May 19, 2020

TIME: 4:07 PM

WSR 20-11-064

Agency: Department of Social and Health Services, Economic Services Administration

Subject of possible rule making: The department is planning to amend WAC 388-412-0046, What is the purpose of DSHS cash and food assistance benefits and how can I use my benefits? and other related rules as may be required.

Statutes authorizing the agency to adopt rules on this subject: RCW 74.04.050, RCW 74.04.055, RCW 74.04.057, RCW 74.04.510, RCW 74.08.090, 7 C.F.R. §§ 271.2, 7 C.F.R. §§ 273.16

Reasons why rules on this subject may be needed and what they might accomplish: Amendments planned under this filing will align rule language with changes in state law, under SB 6136 (Chapter 64, 2020 Laws), regarding restrictions on electronic benefit transfer (EBT) cards.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: The United States Department of Agriculture, Food and Nutrition Service (FNS) enforces the provisions of the federal Supplemental Nutrition Assistance Program (SNAP) as enacted in the 2008 Food and Nutrition Act and codified in the Code of Federal Regulations. The department will amend rules that are consistent with the act, federal regulations, and FNS administrative notices and formal guidance.

The state legislature authorizes the department to administer SNAP and food assistance program for legal immigrants under RCW 74.04.500; 74.04.510; and 74.08A.120.

DSHS incorporates regulations from the federal agencies, exercises state options, and implements approved waivers of federal regulatory requirements by adopting administrative rules for food assistance programs administered under the Washington Basic Food program.

Process for developing new rule (check all that apply):

- ☐ Negotiated rule making
- ☐ Pilot rule making
- ☐ Agency study

☒ Other (describe) DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the Office of Code Reviser with a notice of proposed rulemaking. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.


Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:

Name: Christina M. Barras
Address: Economic Services Administration
Community Services Division
P.O. Box 45470
Olympia, WA 98504
Phone: 360-725-4640
Fax: 360-725-4905
TTY:
Email: BarraCM@dshs.wa.gov
Web site:
Other:

(If necessary)

Name:
Address:

Phone:
Fax:
TTY:
Email:
Web site:
Other:

Additional comments:	
Date: May 19, 2020	Signature: 
Name: Katherine I. Vasquez	
Title: DSHS Rules Coordinator	